



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

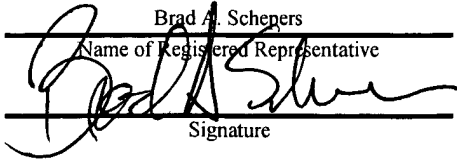
In re patent application of:	)	Before the Examiner:
Estes et al.	)	Jessica R. Baxter
	)	
Application Serial No. 10/650,494	)	Group Art Unit 3733
	)	
Filed August 28, 2003	)	Ref. No. MSDI-479/
	)	PC457.06
	)	
LATERALLY EXPANDING	)	June 15, 2006
INTERVERTEBRAL FUSION DEVICE	)	

**RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 U.S.C. § 121**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed May 4, 2006, please enter and consider the following remarks. A fee in the amount of \$120.00 is remitted herewith for a one (1) month extension of time, thereby extending the time period to respond to the Restriction Requirement to July 4, 2006. Additionally, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:	
June 15, 2006	_____
Date of Deposit	_____
Brad A. Schepers	_____
Name of Registered Representative	_____
	_____
Signature	_____
June 15, 2006	_____
Date of Signature	_____